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8 Counsel for Defendant ITORTIZ
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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION
13

14 UNITED STATES OF AMERICA,
15 Plaintiff,

16 v.

17 RODNEY ORTIZ and VINCENT
18 ORTIZ,
19 Defendants.
20

Case No.: CR 15-594 RS

**STIPULATION AND ~~[PROPOSED]~~
ORDER TO SET BRIEFING
SCHEDULE ON EXPEDITED
MOTION TO CONTINUE
SENTENCING**

Court: Courtroom 3, 17th
Floor

Hearing Date: June 6, 2017

Hearing Time: 2:30 p.m.

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22
23 The sentencing in the above-captioned case is currently scheduled for June 28, 2017 at
24 10:00 a.m. The defendant intends to move for a continuance of that sentencing for reasons to
25 be stated in a Motion to be filed May 30, 2017. The requested new date for sentencing will be
26 July 26, 2017, with an alternate date of August 21, 2017, as the Motion will set forth and
27 explain. The government intends to oppose the request to continue.
28

1 So this matter can be heard promptly, the parties agree to appear for an expedited
2 hearing, with the permission of the Court, on **June 6, 2017 at 2:30 p.m.** The defendant will
3 file his motion on **May 30, 2017**, and the government will respond by **June 2, 2017**.

4 U.S. Probation Officer Jill Polish Spilatieri was contacted regarding this stipulation by
5 defense counsel and takes no position on the ultimate date of the sentencing. As such, she will
6 not appear on June 6, 2017. Defense counsel represents that she has conferred with the
7 Probation Officer about the proposed new dates for sentencing and the Probation Officer is
8 currently available for either of the requested new dates.

9 **IT IS SO STIPULATED.**

10 Dated: May 26, 2017

BRIAN STRETCH
United States Attorney
Northern District of California

13 /s/
KIMBERLY HOPKINS
Assistant United States Attorney

15 Dated: May 26, 2017

16 1TSTEVEN G. KALAR
Federal Public Defender
Northern District of California


18 /s/
1TELIZABETH FALK
Assistant Federal Public Defender

20 **[~~PROPOSED~~] ORDER**

21
22 For the reasons stated above the Court hereby sets a motion to continue the sentencing
23 in this case for an expedited hearing on **June 6, 2017 at 2:30 p.m.** and further orders the
24 briefing schedule set forth herein.

25 **IT IS SO ORDERED.**

26
27 DATED: 5/30/17

28 
HON. RICHARD SEEBORG
United States District Judge